



City of Sierra Madre

December 31, 2007

*Sylvia Lira, Section Head
Registrar-Recorder/County Clerk
Election Coordination Section
3rd Floor, Room 3207
12500 E. Imperial Highway
Norwalk, CA 90650*

Re.: General Municipal Election scheduled for April 8, 2008 in Sierra Madre

Dear Ms. Lira:

Please find enclosed Resolutions 07-092, 07-093, 07-094, 07-095 and 07-098 which were passed by the City Council on December 11, 2007.

If you need anything further, please don't hesitate to contact me.

Sincerely,

CITY OF SIERRA MADRE

A handwritten signature in cursive script that reads "Nancy Sue Shollenberger".

**Nancy Sue Shollenberger
City Clerk**

Enclosures

232 West Sierra Madre Blvd., Sierra Madre, CA 91024
Telephone (626) 355-7135 Fax (626) 355-2251

RESOLUTION NO. 07-092

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 8, 2008, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISION OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES AND FOR THE SUBMISSION TO THE VOTERS QUESTIONS RELATING TO PUBLIC SAFETY INITIATIVE AND UTILITY USERS' TAX INCREASE.

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on April 8, 2008, for the election of two City Council seats; a City Clerk; and a City Treasurer; and

WHEREAS, the City Council also desires to submit to the voters at the election, questions relating to 1) Public Safety Initiative; 2) Utility User's Tax Increase; and 3) Utility Users' Tax Measure.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Sierra Madre, California, on Tuesday, April 8, 2008, a General Municipal Election for the purpose of electing two Members of the City Council for the full term of four years; a City Clerk for the full term of four years; a City Treasurer for the full term of four years; and

SECTION 2. That the City Council, pursuant to its right and authority, does order submitted to the voters at the General Municipal Election the following questions:

MINIMUM POLICE WAGES AND BENEFITS AND PROHIBITION ON STAFF REDUCTIONS OR CONTRACTING FOR GENERAL POLICE SERVICES WITHOUT VOTER APPROVAL

Shall an ordinance be adopted to: 1) prohibit paying City police officers less than the lowest of 10 San Gabriel Valley police departments;	
2) prohibit providing benefits for the City police officers at less than the average of benefits to police officers in those 10 departments; and	YES
3) prohibit reducing the number of police department positions from the number budgeted in the 2004-2005 fiscal year or contracting out general police services without voter approval?	NO

UTILITY USER'S TAX INCREASE AND MODERNIZATION ORDINANCE

Shall an Ordinance be adopted increasing the City's existing Utility Users' Tax by up to 6% in order to maintain general City services such as public safety services, including police and paramedic programs, and to reflect technological advances in communications, expand existing exemptions to low and very low income households, and establish a citizen's oversight committee?	YES
	NO

UTILITY USER'S TAX ADVISORY MEASURE

If Measure __, the increase in the Utility Users' Tax, is approved by the voters, should the additional revenue generated by that increase be used to fund public safety services including paramedic programs, police salaries and benefits and additional safety staffing?	YES
	NO

SECTION 3. That the proposed complete text of the measures/Ordinance, submitted to the voters is as follows (Attached as Exhibits A and B).

SECTION 4. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 5. That the City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until 8:00 o'clock p.m. of the same day when the polls shall be closed, pursuant to Election Code Section 10242, except as provided in Section 14401 of the Election Code of the State of California.

SECTION 7. That pursuant to Election Code Section 12310, a stipend for services for the persons named as precinct board members is fixed at the sum of \$75.00 for each Inspector and \$65.00 for each Clerk for the election. The rental for each polling place, where a charge is made, shall be the sum of \$25.00 for the election.

SECTION 8. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 9. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

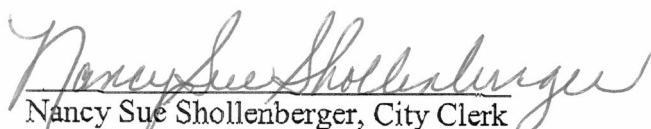
SECTION 10. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

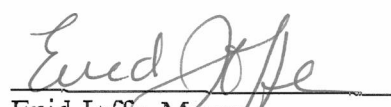
SECTION 11. The City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses in the amount of \$6,500 shall be paid by the City upon presentation of a properly submitted bill.

PASSED, APPROVED AND ADOPTED ON DECEMBER 11, 2007, by the following vote:

AYES:	ENID JOFFE, MAYOR, JOSEPH MOSCA, MAYOR PRO TEM COUNCIL MEMBERS, KURT ZIMMERMAN, DONALD WATTS & JOHN BUCHANAN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

ATTEST:


Nancy Sue Shollenberger, City Clerk
City of Sierra Madre


Enid Joffe, Mayor
City of Sierra Madre

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 8, 2008.

WHEREAS, a General Municipal Election is to be held in the City of Sierra Madre, California, on April. 8, 2008; and

WHEREAS, in the course of conduct of the election it is necessary for the City to request services of the County; and

WHEREAS, all necessary expenses in performing these services shall be paid by the City of Sierra Madre.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the provisions of Section 10002 of the Election Code of the State of California, this City Council requests the Board of Supervisors of the County to permit the County Election Department to prepare and furnish to the City for use in conducting the election the computer record of the names and addresses of all eligible registered voters in the City in order that the City may print labels to be attached to self-mailer sample ballot pamphlets; and will make available to the City additional election equipment and assistance according to State law.

SECTION 2. That the City shall reimburse the County for services performed when the work is completed and upon presentation to the City of a properly approved bill.

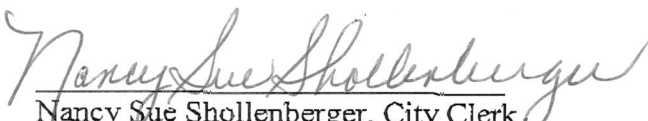
SECTION 3. That the City Clerk is directed to forward without delay to the Board of Supervisors and to the County Election Department, each a certified copy of this Resolution.

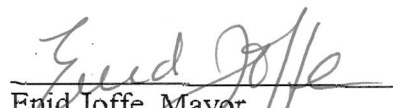
SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED ON DECEMBER 11, 2007, by the following vote:

AYES:	ENID JOFFE, MAYOR, JOSEPH MOSCA, MAYOR PRO TEM, COUNCIL MEMBERS, KURT ZIMMERMAN, DONALD WATTS AND JOHN BUCHANAN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

ATTEST:


Nancy Sue Shollenberger, City Clerk
City of Sierra Madre


Enid Joffe, Mayor
City of Sierra Madre

RESOLUTION NO. 07-094

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, APRIL 8, 2008.

WHEREAS, Section 13307 of the Election Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidates' statements;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS

That pursuant to Section 13307 of the Election Code of the State of California, each candidate for elective office to be voted for at an election to be held in the City of Sierra Madre on April 8, 2008, may prepare a Candidate's Statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. FOREIGN LANGUAGE POLICY

- A. Pursuant to the Federal Voting Rights Act, the City is required to translate candidates' statements into whatever language the candidate requests: Spanish, Chinese, Japanese, Korean, Tagalong, Vietnamese or other.
- B. The City Clerk shall:
 - a) Have translated those statements into the languages as requested by the candidate in (A) above.
 - b) Print any translations of candidates who so request printing in the main voter pamphlet.
 - c) Print all candidates' statements in the main voter pamphlet in English.
 - d) Have all translations made available upon request in the office of the City Clerk.

SECTION 3. PAYMENT

- A. The candidate shall be required to pay for the cost of translating the candidate's statement into any required foreign language as specified in (A) and/or (B) of Section 2 above, pursuant to Federal and/or State law.
- B. The candidate shall be required to pay for the cost of printing the candidate's statement in English in the main voter pamphlet.
- C. The candidate shall be required to pay for the cost of printing the candidate's statement in a foreign language requested by the candidate per (B) of Section 2 above, in the main voter pamphlet.

The City Clerk shall estimate the total cost of printing, handling, translating and mailing the candidates' statements filed pursuant to this Section, including costs incurred as a

result of complying with the Voting Rights Act of 1965 (as amended) and require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event the estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the Clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the Clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the Clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

SECTION 4. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 5. That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6. That all previous resolutions establishing Council policy on payment for candidates' statements are repealed.

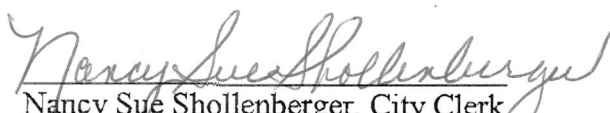
SECTION 7. That this Resolution shall apply only to the election to be held on April 8, 2008, and shall then be repealed.

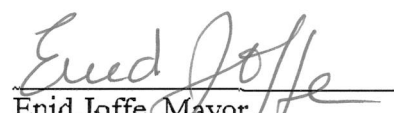
SECTION 8. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED ON DECEMBER 11, 2007, by the following vote:

AYES:	ENID JOFFE, MAYOR, JOSEPH MOSCA, MAYOR PRO TEM, COUNCIL MEMBERS, KURT ZIMMERMAN, DONALD WATTS AND JOHN BUCHANAN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

ATTEST:


Nancy Sue Shollenberger, City Clerk
City of Sierra Madre


Enid Joffe, Mayor
City of Sierra Madre

RESOLUTION NO. 07-095

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE,
CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR
CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS.

WHEREAS, Sections 9220 and 9285 of the Election Code of the State of California, authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for City measures submitted at municipal elections.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to Sections 9220 and 9285 of the Elections Code of the State of California, when the Elections Official has selected the arguments for and against the measure that will be printed and distributed to the voters, the Elections Official shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of the argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of an argument relating to a City measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) who submitted it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument (Form 10).

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. That all previous Resolutions providing for the filing of rebuttal arguments for City measures are repealed.

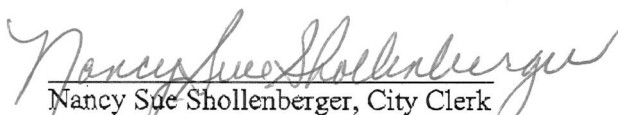
SECTION 3. That the provisions of Section 1 shall apply only to the election to be held on April 8, 2008.

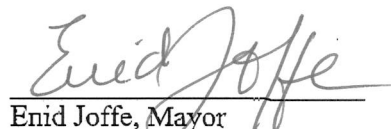
SECTION 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED ON DECEMBER 11, 2007, by the following vote:

AYES:	ENID JOFFE, MAYOR, JOSEPH MOSCA, MAYOR PRO TEM, COUNCIL MEMBERS, KURT ZIMMERMAN, DONALD WATTS AND JOHN BUCHANAN
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

ATTEST:


Nancy Sue Shollenberger, City Clerk
City of Sierra Madre


Enid Joffe, Mayor
City of Sierra Madre

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RESOLUTION NO. 07-098

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SIERRA MADRE, CALIFORNIA, AUTHORIZING CERTAIN COUNCIL MEMBERS TO SUBMIT ARGUMENTS REGARDING A MEASURE TO INCREASE AND MODERNIZE THE EXISTING UTILITY USERS' TAX ORDINANCE, WHICH WILL BE ON THE BALLOT FOR THE APRIL 8, 2008, MUNICIPAL ELECTION AND DIRECTING AN IMPARTIAL ANALYSIS OF THE MEASURE BY THE CITY ATTORNEY.

WHEREAS, a General Municipal Election is to be held in the City of Sierra Madre on April 8, 2008, at which time there will be submitted to the voters the following questions:

UTILITY USERS' TAX INCREASE AND MODERNIZATION ORDINANCE. Shall an Ordinance be adopted increasing the City's existing Utility Users' Tax by up to 6% in order to maintain general City services such as public safety services, including police and paramedic programs, and to reflect technological advances in communications, expand existing exemptions to low and very low income households, and establish a citizen's oversight committee?	YES
	NO

UTILITY USERS' TAX ADVISORY MEASURE If Measure __, the increase in the Utility Users' Tax, is approved by the voters, should the additional revenue generated by that increase be used to fund public safety services including paramedic programs, police salaries and benefits and additional safety staffing?	YES
	NO

MINIMUM POLICE WAGES AND BENEFITS AND PROHIBITION ON STAFF REDUCTIONS OR CONTRACTING FOR GENERAL POLICE SERVICES WITHOUT VOTER APPROVAL Shall an ordinance be adopted to: 1) prohibit paying City police officers less than the lowest of 10 San Gabriel Valley police departments; 2) prohibit providing benefits for the City police officers at less than the average of benefits to police officers in those 10 departments; and 3) prohibit reducing the number of police department positions from the number budgeted in the 2004-2005 fiscal year or contracting out general police services without voter approval?	YES
	NO

1 NOW, THEREFORE, the City Council of the City of Sierra Madre, DOES
2 HEREBY RESOLVE as follows:

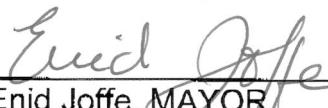
3 1. That the City Council authorizes all five council members (i.e., Mayor
4 Joffe, Mayor Pro Tem Mosca and Members Buchanan, Watts and Zimmerman) to file (a)
5 written argument(s) regarding the first City measure specified above, accompanied by the
6 printed name(s) and signature(s) of the author(s) submitting it, in accordance with Article 4,
7 Chapter 3, Division 9 of the Elections Code of the State of California and to change the
8 argument until and including the date fixed by the City Clerk after which no arguments for
9 or against the City measure may be submitted to the City Clerk.

10 2. That the City Council authorizes all five council members (i.e., Mayor
11 Joffe, Mayor Pro Tem Mosca and Members Buchanan, Watts and Zimmerman) to file (a)
12 written argument(s) regarding the second City measure specified above, accompanied by
13 the printed name(s) and signature(s) of the author(s) submitting it, in accordance with
14 Article 4, Chapter 3, Division 9 of the Elections Code of the State of California and to
15 change the argument until and including the date fixed by the City Clerk after which no
16 arguments for or against the City measure may be submitted to the City Clerk.

17 3. The arguments shall be filed with the City Clerk, signed, with the
18 printed name(s) and signature(s) of the author(s) submitting it. The arguments shall be
19 accompanied by the Form of Statement To Be Filed by Author(s) of Argument.

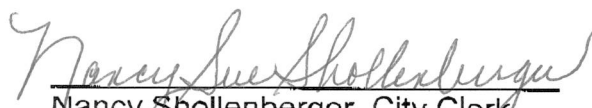
20 4. That the City Council directs the City Clerk to transmit copies of the
21 measures to the City Attorney. The City Attorney shall prepare an impartial analysis of
22 each measure showing the effect of the measure on the existing law and the operation of
23 the measure. The impartial analysis shall be filed by the date set by the City Clerk for the
24 filing of primary arguments.

25
26 APPROVED and ADOPTED this 11th day of Dec. 2007.

27
28 
Enid Joffe, MAYOR
City of Sierra Madre, California

ATTEST:

APPROVED AS TO FORM:


Nancy Shollenberger, City Clerk


Sandra J. Levin, City Attorney